

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

DENISE M. NEWCOMER,

Plaintiff,

v.

3:05-CV-1606

MICHAEL J. ASTRUE, Commissioner of
Social Security,

Defendant.

APPEARANCES:

OF COUNSEL:

FOR PLAINTIFF:

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FOR DEFENDANT:

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Northern District of New York
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WILLIAM H. PEASE, ESQ.
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NORMAN A. MORDUE, CHIEF JUDGE

ORDER

The above matter comes to me following a Report-Recommendation by Magistrate

Judge David R. Homer, duly filed on the 13th day of February 2008. Following ten days from the service thereof, the Clerk has sent me the file, including any and all objections filed by the parties herein.

After careful review of all of the papers herein, including the Magistrate Judge's Report-Recommendation, and no objections submitted thereto, it is

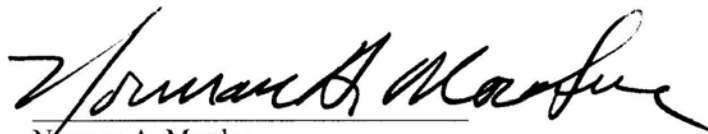
ORDERED, that:

1. The Report-Recommendation is hereby approved.
2. The Decision denying disability benefits is remanded for further proceedings.
3. The Clerk of the Court shall serve a copy of this Order upon all parties and the

Magistrate Judge assigned to this case.

IT IS SO ORDERED.

Dated: February 29, 2008
Syracuse, New York



Norman A. Mordue
Chief United States District Court Judge